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#### **Application Number** 09/766,362 **TRANSMITTAL** Filing Date January 19, 2001 **FORM** First Named Inventor Solomon S. Steiner (to be used for all correspondence after initial filing) **Group Art Unit** 1615 H. Sheikh Examiner Name DDC 110

Total Number of	f Pages in This Subm	Attorney Docket Number PDC 119					
AS Good Color   ENCLOSURES (check all that apply)							
Fee Transmittal Fon	•	Assignment Papers After Allowance Communication to Group					
Fee Attached		Drawing(s)  Appeal Communication to Board of Appeals and Interferences					
✗ Amendment / Reply		Licensing-related Papers  Appeal Communication to Group (Appeal Notice, Brief, Repty Brief)					
★ After Final		Petition Proprietary Information					
. Affidavits/de	claration(s)	Petition to Convert to a Provisional Application Status Letter					
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence Address  Other Enclosure(s) (please identify below):					
Express Abandonment Request		Terminal Disclaimer Return receipt Postcard					
		Request for Refund					
Information Disclosure Statement		CD, Number of CD(s)					
Certified Copy of Priority Document(s)		Remarks					
Response to Missing Parts/ Incomplete Application							
Response to Missing Parts under 37 CFR 1.52 or 1.53		·					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm	Patrea L. Pabst, l	Reg. No. 31,284 Holland & Knight LLP					
<i>or</i> Individual name	Suite 2000, One	Atlantic Center; 1201 West Peachtree Street, N.E.; Atlanta, GA 30309-3400					
Signature							
Date	September 10,	2002					

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09/766,362

H. Sheikh

**PDC 119** 

1615

January 19, 2001

Solomon S. Steiner

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

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■ Applicant claims small entity status. See 37 CFR 1.27

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Application Number

First Named Inventor

**Examiner Name** 

Group Art Unit

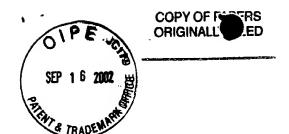
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The Commissioner is authorized to: (check all that apply)  **Change (note) indicated below  **Change (note) indicated below  **Change (note) indicated below	139 130				For filing a request for ex parte reexamination		
Charge fee(s) indicated below Credit any overpayments  Charge any additional fee(s) during the pendency of this application	147 2,520				Requesting publication of SIR prior to		
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1. BASIC FILING FEE	115 110			200	Extension for reply within second month		
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101 740 201 370 Utility filing fee	128 1,96	- 1	28 9	980	Extension for reply within fifth month	<u> </u>	
106 330 206 165 Design filing fee	119 320	- 1	9	160	Notice of Appeal		
107 510 207 255 Plant filing fee	120 32	• I	_	160	Filing a brief in support of an appeal	<b> </b>	
108 740 208 370 Reissue filing fee	121 28			140	Request for oral hearing	<b> </b>	
114 160 214 80 Provisional filing fee	138 1,51	10 13	38 1	,510	Petition to institute a public use proceeding		
SUBTOTAL (1) (\$)	140 11	0 24	40	55	Petition to revive - unavoidable		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSU	E 141 1,2	80 2	41	640	Petition to revive - unintentional	<b>—</b>	
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Claims Multiple Dependent			22	130	Processing fee under 37 CFR 1.17(q)		
	1.25	-	123	50	Submission of Information Disclosure Stmt		
Large Entity   Small Entity   Fee Fee Fee Fee Description			26	180			
Code (\$)   Code (\$)	581	40   5	581	40	Recording each patent assignment per property (times number of properties)	<b></b>	
103 18 203 9 Claims in excess of 20	146 7	40 2	246	370	Filing a submission after final rejection		
102 84 202 42 Independent claims in excess of 3		· [	•	2. •	(37 CFR § 1.129(8))	<b> </b>	
104 280 204 140 Multiple dependent claim, if not pai	149 7	40 2	249	370	For each additional invention to be examined (37 CFR § 1.129(b))		
109 84 209 42 ** Reissue independent claims over original patent		_			- Cartinual Examination (RCE)		
440 48 210 9 ** Reissue claims in excess of 20			279				
110 18 210 9 Reissue claims in excess of 25 and over original patent 169 900 Request for expedited examination of a design application							
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			Complete (if applicable)		
SUBMITTED BY		Registration No. 31,284	Telephone	(404) 817-8473	
Name (PrintiType)	Patrea L. Palst	(Altomey/Agent) 31,231	Date	09/10/2002	
Signature	l ( \( \lambda_{\cumma} \)		ion abou	id not	

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TECH CENTER 1600/2000

# AMENDMENT UNDER 37 C.F.R. 1.116 EXPEDITED PROSECUTION ART UNIT 1615

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Solomon S. Steiner and Bryan R. Wilson

Serial No.:

09/766,362

Art Unit:

1615

Filed:

January 19, 2001

Examiner:

H. Sheikh

For:

DRY POWDER FORMULATIONS OF ANTIHISTAMINE FOR NASAL

**ADMINISTRATION** 

Assistant Commissioner for Patents Washington, D.C. 20231

#### AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

Responsive to the Office Action mailed June 10, 2002, please amend the application as follows. It is believed that no additional fee is required with this submission. However, should an additional fee be required, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 50-1868.

### In the claims

1. (amended) A composition for the nasal administration of a drug [to a patient comprising

a drug ]in a dry powder form having an average particle size of between 10 and 20 microns, in a dosage formulation suitable for administration to the nasal region,

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